

**MICHAEL CRITCHLEY, ESQ. (MC-9956)**

354 Main Street  
West Orange, New Jersey 07052  
(973) 731-9831  
Attorneys for Bruce Jackson

\_\_\_\_\_  
K.J., T.J. and M.J. minors by their Guardian :  
Ad Litem, MARCIA ROBINSON LOWRY, :

Plaintiffs, :

v. :

DIVISION OF YOUTH AND FAMILY :  
SERVICES, DEPARTMENT OF HUMAN :  
SERVICES, STATE OF NEW JERSEY, :  
PATRICIA BALASCO-BARR, MICHELE :  
GUHL, CHARLES VENTI, DORIS JONES, :  
MANAGERIAL DOES 1-10, :  
SUPERVISORY DOES 1-10, and :  
CASEWORKER DOES 1-10, :

Defendants. :

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

Civil No.: 04-CV-3553

2005 NOV -9 A 9:31  
SECRET

**CERTIFICATION OF MICHAEL CRITCHLEY, ESQ.**

MICHAEL CRITCHLEY, ESQ., upon his oath, declares:

1. I am an attorney-at-law of the State of New Jersey and I am the principal of the law firm of Michael Critchley & Associates, attorneys for Bruce Jackson. I make this certification in support of Bruce Jackson's Motion to Intervene in the above-captioned matter.

2. Annexed hereto as Exhibit A is a true and correct copy of a proposed Complaint and Jury Demand setting forth Bruce Jackson's claims against the Division of Youth and Family Services, Department of Human Services, and other defendants arising from the starvation and other abuse that Bruce Jackson was subjected to from the time that Bruce Jackson was placed in the Jackson foster home in December 1991 through the time of his removal from the Jackson residence in October of 2003.

3. Annexed hereto as Exhibit B is a true and correct copy of the Complaint filed by K.J., T.J. and M.J. in the Camden County Superior Court that was subsequently removed by defendants to the Federal District Court for the District of Camden and given Docket No.: 04-CV-3553.

4. The K.J., T.J. and M.J. Complaint and the Bruce Jackson proposed Complaint have common questions of law and fact and are filed against identical defendants.

5. This office has engaged in extensive settlement negotiations concerning Bruce Jackson's claims against the defendants in both the Bruce Jackson action and the K.J., T.J. and M.J. action.

6. On September 16, 2005 this office, on behalf of Bruce Jackson, entered into a settlement in principle with defendants.

7. After he was removed from the Jackson home, Bruce Jackson was adjudged to be incompetent and was placed under the care and custody New Jersey Department of Human Services, Division of Developmental Disabilities, Bureau of Guardianship Services. A copy of the Order is annexed as Exhibit C.

8. Accordingly, because Bruce Jackson is incompetent, any settlement must be approved by the Court.

9. The Honorable Joel B. Rosen, U.S.M.J., has scheduled a "Friendly" hearing pursuant to N.J. Court Rule 4:44-3 for Wednesday, November 16, 2005, to consider the merits of the Bruce Jackson settlement and make a determination as to whether the settlement should be approved.

10. In order to give the Court jurisdiction to approve the settlement entered into on behalf of Bruce Jackson, I have filed this Motion to Intervene Pursuant to Fed. R. Civ. Pro. 24(b)(2).

11. Rule 24(b)(2) provides that anyone may be permitted to intervene in an action when an applicant's claim or defense and the main action have a question in law of fact in common.

12. Here, Bruce Jackson's proposed Complaint and Jury Demand (Exhibit A) and the K.J., T.J. and M.J. Complaint (Exhibit B) share nearly identical claims, common facts and are filed against identical defendants.

13. Intervention by Bruce Jackson will in no way unduly delay or prejudice the adjudication of the rights of the original parties.

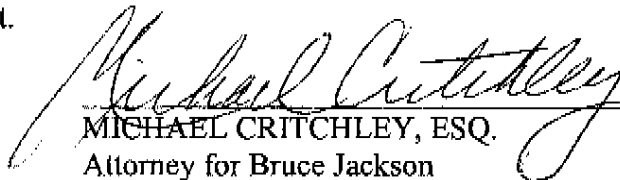
14. Rather, the intervention pursuant to Rule 24 (b)(2) will give the Court jurisdiction to conduct a hearing on November 16, 2005 and approve the Special Needs Trust and Settlement.

15. James Harris, Esq., attorney for defendants has consented to Bruce Jackson's Motion to Intervene, and has no objection to Intervention and Federal Jurisdiction.

16. Eric Hecker, Esq., counsel for K.J., T.J. and M.J. and their Guardian Ad Litem Marsha Robinson Lowry, also has consented to the motion and has no objection to intervention.

17. Accordingly, for the foregoing reasons, it is respectfully requested that Your Honor execute the enclosed Order and allow Bruce Jackson to Intervene Pursuant to Rule 24(b)(2).

I certify that the foregoing statements made by me are true to the best of my information, knowledge and belief. I am aware that if any of the foregoing statements made by me are willfully false, I may be subject to punishment.

  
MICHAEL CRITCHLEY, ESQ.  
Attorney for Bruce Jackson

Dated: November 4, 2005